## IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION CRIMINAL DOCKET NO. 5:10CR32-RLV

UNITED STATES OF AMERICA	)	
VS.	)	
	)	AMENDED
	)	ORDER
	)	
	)	
ALFONSO GARCIA-MARTINEZ (3)	•	
NUVIA RODRIGUEZ-ALVARENGA (4)	)	
	ý	

**THIS MATTER** is before the Court on its own motion to continue the captioned criminal matter from the November 1, 2010, criminal term in the Statesville Division.

The Court finds that the Defendants' cases are "joined for trial with a codefendant as to whom the time for trial has not run and no motion for severance has been granted," 18 U.S.C. § 3161(h)(7), and that failure to continue this matter would result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(B)(i). The Court further finds that the ends of justice served by taking such action outweigh the best interest of the public and the Defendants to a speedy trial.

IT IS, THEREFORE, ORDERED that this case is hereby continued from the November 1, 2010, criminal term in the Statesville Division to the January 10, 2011 criminal term in the Statesville Division.

Signed: October 6, 2010

Richard L. Voorhees United States District Judge